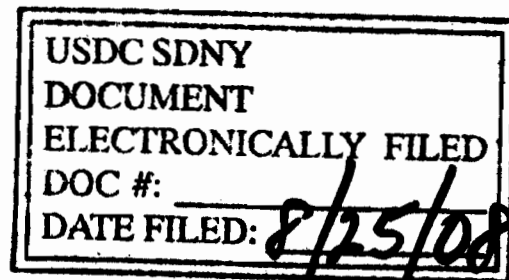


**ORIGINAL**

LTM/11/5

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORKIN RE: REFCO INC. SECURITIES  
LITIGATION

MDL-1902

MARC S. KIRSCHNER,  
as Trustee of the Refco Private Actions Trust,

Plaintiff,

-vs-

PHILLIP R. BENNETT, SANTO C.  
MAGGIO, ROBERT C. TROSTEN, MAYER,  
BROWN, ROWE & MAW, LLP, GRANT  
THORNTON LLP, and ERNST & YOUNG  
U.S. LLP,

Defendants.

Case No. 07 CV 8165 (GEL)

**STIPULATION AND ORDER**

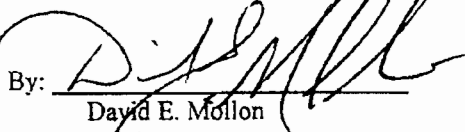
IT IS HEREBY STIPULATED AND AGREED, by and between the attorneys for the undersigned parties to the Action, as follows:

1. Plaintiff's time to file its opposition papers to Defendants' motions to dismiss is extended from September 15, 2008 to September 19, 2008.
2. Defendants' time to file their respective reply papers is extended from October 15, 2008 to October 22, 2008.
3. This stipulation may be executed in two or more counterparts, each of which shall be deemed an original and all of which together shall constitute one and the same agreement, and a facsimile, which shall have the same force and effect as an original signature, may be filed in place and instead of the original.

4. One previous request for the relief sought herein has been made. The Court granted this request on May 28, 2008.

Dated: August 20, 2008  
New York, New York

**WINSTON & STRAWN LLP**

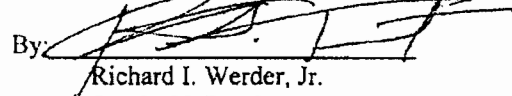
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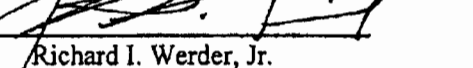
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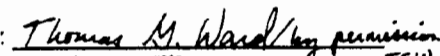
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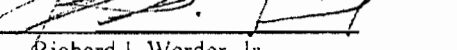
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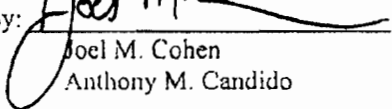
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SO ORDERED.

*Gerard E. Lynch*

Hon. Gerard E. Lynch  
United States District Judge